

THE HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

TIM NAY, as Personal Representative of the )  
ESTATE OF MARIA GONZALEZ )  
TORRES, and GREGORY PRICE, as )  
Guardian ad Litem of IG, a minor, )

Plaintiffs, )

v. )

BNSF RAILWAY COMPANY, NATIONAL )  
RAILROAD PASSENGER )  
CORPORATION, d/b/a/ AMTRAK, et al. )

Defendants. )

Case No. 3:19-cv-05425-BHS

**JOINT STIPULATION AND ORDER  
CONTINUING DEADLINE TO  
DISCLOSE REBUTTAL EXPERT  
TESTIMONY UNDER FRCP 26(A)(2)**

**NOTE ON MOTION CALENDAR:  
JULY 25, 2024**

The undersigned parties hereby stipulate as follows and move this Court for an order continuing the deadline to disclose rebuttal expert testimony under FRCP 26(a)(2).

**STIPULATION**

1. On November 7, 2023, this Court issued an Order Setting Jury Trial and Pretrial Dates. Dkt. 127.

2. On May 28, 2024, the parties filed a Stipulated Order Extending Pretrial Dates, and this Court entered the Order on the same day. Dkt. 130.

JOINT STIPULATION AND ORDER CONTINUING  
PRETRIAL DEADLINES - 1

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**LANE POWELL PC**  
1420 FIFTH AVENUE, SUITE 4100  
SEATTLE, WASHINGTON 98101-2338  
206.223.7000 FAX: 206.223.7107

1 3. The deadline to disclose rebuttal expert testimony under FRCP 26(a)(2) is currently  
2 August 16, 2024. Dkt. 130.

3 4. The parties have been working cooperatively to complete discovery prepare the case  
4 for trial and agree that a two-week extension is needed to disclose rebuttal expert testimony.  
5

6 5. Therefore, the parties respectfully stipulate to a continuance of disclosure of rebuttal  
7 expert testimony to August 30, 2024.

8 6. The parties also respectfully request that this Court instruct the Clerk to issue a new  
9 order resetting the deadline to disclose rebuttal expert testimony to August 30, 2024.

10 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

11 DATED: July 25, 2024.  
12  
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14 LANE POWELL PC  
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16 By: s/Andrew G. Yates  
17

18 Tim D. Wackerbarth, WSBA No. 13673

19 Andrew G. Yates, WSBA No. 34239

20 Katie D. Bass, WSBA No. 51369

21 1420 Fifth Avenue, Suite 4200

22 P.O. Box 91302

23 Seattle, Washington 98111-9402

24 Telephone: 206.223.7000

25 wackerbarth@lanepowell.com

26 yatesa@lanepowell.com

bassk@lanepowell.com

*Attorneys for Defendants BNSF Railway  
Company, National Railroad Passenger  
Corporation, Doing Business as Amtrak, Timothy  
Burch, and Thomas Matlock*

JOINT STIPULATION AND ORDER CONTINUING  
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1420 FIFTH AVENUE, SUITE 4100  
SEATTLE, WASHINGTON 98101-2338  
206.223.7000 FAX: 206.223.7107

D'AMORE LAW GROUP, P.C.

By: s/Benjamin Turner

Thomas D/Amore, WSBA No. 22772  
Benjamin Turner, WSBA No. 56427  
4230 Galewood Street, Suite 200  
Lake Oswego, OR 97035-2496  
[tom@damorelaw.com](mailto:tom@damorelaw.com)  
[ben@damorelaw.com](mailto:ben@damorelaw.com)

*Attorneys for Plaintiff Tim Nay, as Personal  
Representative of the Estate of Maria Gonzalez  
Torres*

RANDY OETKEN, P.C.

By: s/Randy Oetken

Randy Oetken, WSBA No. 32411  
Lake Professional Building  
2647 SE Lake Road  
Milwaukie, OR 97222  
[randy@oetkenlaw.com](mailto:randy@oetkenlaw.com)

*Attorneys for Plaintiff Gregory Price, as Guardian  
ad Litem of I.G., a Minor Child*

BOYD KENTER THOMAS & PARRISH LLC

Mark Parish, pro hac vice  
Josh Sanders, pro hac vice  
221 W Lexington Ave Ste 200  
Independence MO 64051  
[mparrish@bktplaw.com](mailto:mparrish@bktplaw.com)  
[jsanders@bktplaw.com](mailto:jsanders@bktplaw.com)

*Attorneys for Plaintiff Tim Nay, as Personal  
Representative of the Estate of Maria Gonzalez  
Torres, and Gregory Price, as Guardian ad Litem  
of I.G., a Minor Child*

JOINT STIPULATION AND ORDER CONTINUING  
PRETRIAL DEADLINES - 3

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SEATTLE, WASHINGTON 98101-2338  
206.223.7000 FAX: 206.223.7107

**ORDER**

THIS MATTER having come before the Court upon the stipulation of the Parties and the Court having considered the records and files herein, the Court does hereby find good cause to order that the deadline to disclose rebuttal expert testimony under FRCP 26(a)(2) is continued from August 16, 2024 to August 30, 2024. The remaining pretrial and trial dates remain the same.

The Clerk shall issue a new order in accordance with this Order.

DATED July 25th, 2024.



BENJAMIN H. SETTLE  
United States District Judge

Presented by:

LANE POWELL PC

By s/Andrew G. Yates

Andrew G. Yates, WSBA No. 34239

JOINT STIPULATION AND ORDER CONTINUING  
PRETRIAL DEADLINES - 4

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**LANE POWELL PC**  
1420 FIFTH AVENUE, SUITE 4100  
SEATTLE, WASHINGTON 98101-2338  
206.223.7000 FAX: 206.223.7107

1 Tim D. Wackerbarth, WSBA No. 13673  
2 Katie D. Bass, WSBA No. 51369  
3 1420 Fifth Avenue, Suite 4200  
4 P.O. Box 91302  
5 Seattle, Washington 98111-9402  
6 Telephone: 206.223.7000  
7 wackerbarth@lanepowell.com  
8 yatesa@lanepowell.com  
9 [bassk@lanepowell.com](mailto:bassk@lanepowell.com)  
10 *Attorneys for Defendants BNSF Railway*  
11 *Company, National Railroad Passenger*  
12 *Corporation, Doing Business as Amtrak,*  
13 *Timothy Burch, and Thomas Matlock*

9 D'AMORE LAW GROUP

11 *s/Benjamin Turner*

12 Thomas D. D'Amore, WSBA No. 22772  
13 Benjamin Turner, WSBA No. 56427  
14 4230 Galewood Street, Suite 200  
15 Lake Oswego, OR 97035-2496  
16 [tom@damorelaw.com](mailto:tom@damorelaw.com)  
17 [ben@damorelaw.com](mailto:ben@damorelaw.com)  
18 *Attorneys for Plaintiff Tim Nay, as Personal*  
19 *Representative of the Estate of Maria Gonzalez*  
20 *Torres*

17 RANDY OETKEN, P.C.

18 *s/Randy Oetken*

19 Randy Oetken, WSBA No. 32411  
20 Lake Professional Building  
21 2647 SE Lake Road  
22 Milwaukie, OR 97222  
23 [randy@oetkenlaw.com](mailto:randy@oetkenlaw.com)  
24 *Attorneys for Plaintiff Gregory Price, as*  
25 *Guardian ad Litem of I.G., a Minor Child*

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1420 FIFTH AVENUE, SUITE 4100  
SEATTLE, WASHINGTON 98101-2338  
206.223.7000 FAX: 206.223.7107

1 BOYD KENTER THOMAS & PARRISH LLC  
2 Mark Parrish, *pro hac vice*  
3 Josh Sanders, *pro hac vice*  
4 221 W Lexington Ave Ste 200  
5 Independence MO 64051  
6 mparrish@bktplaw.com  
7 jsanders@bktplaw.com  
8 *Attorneys for Plaintiff Tim Nay, as Personal*  
9 *Representative of the Estate of Maria Gonzalez Torres,*  
10 *and Gregory Price, as Guardian ad Litem of I.G., a Minor Child*  
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